

**United States Court of Appeals  
For the First Circuit**

03-12297  
USDC/MA  
2006

No. 06-1023

SCOTT M. EPSTEIN,

**MANDATE**

Plaintiff, Appellant,

v.

C.R. BARD, INC.,

Defendant, Appellee,

FUTUREMED INTERVENTIONAL, INC.;  
CROSSBOW VENTURES, INC.,

Defendants.

**JUDGMENT**

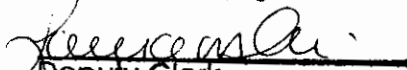
Entered: August 25, 2006

This cause came on to be heard on appeal from the United States District Court for the District of Massachusetts and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The decision of the district court is affirmed. Costs are awarded to Appellee C.R. Bard, Inc.

Certified and Issued as Mandate  
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk

  
Deputy Clerk

Date: 9/15/06

By the Court:



Richard Cushing Donovan, Clerk

[cc: Mr. Lambert, Mr. Archibald, Mr. Good, Mr. Zisow, Mr. Albert, Mr. Rader, & Mr. Levy.]